

King	Murphy	Schumer	Ehlers	Levin	Sabo	Menendez	Regula	Stearns
Kingston	Murtha	Sensenbrenner	Engel	Lewis (GA)	Sanders	Meyers	Reynolds	Stenholm
Klein	Myers	Shaw	Eshoo	Lowey	Scott	Mica	Richardson	Strickland
Klink	Neal (MA)	Shays	Evans	Maloney	Serrano	Michel	Ridge	Stump
Knollenberg	Neal (NC)	Shepherd	Farr	Markey	Sharp	Miller (FL)	Roberts	Stupak
Kolbe	Nussle	Shuster	Fazio	McDermott	Shays	Molinari	Roemer	Sundquist
Kreidler	Ortiz	Sisisky	Fields (LA)	McKinney	Skaggs	Montgomery	Rogers	Sweet
Kyl	Orton	Skeen	Flner	McNulty	Slaughter	Moorhead	Rohrabacher	Talent
Lambert	Oxley	Skelton	Flake	Meek	Smith (IA)	Moran	Ros-Lehtinen	Tanner
Lancaster	Packard	Slaterry	Ford (MI)	Mfume	Smith (NJ)	Morella	Rose	Tauzin
Lantos	Pallone	Smith (MI)	Ford (TN)	Miller (CA)	Stark	Murtha	Rostenkowski	Taylor (MS)
LaRocco	Parker	Smith (OR)	Frank (MA)	Mineta	Stokes	Myers	Roth	Taylor (NC)
Laughlin	Pastor	Smith (TX)	Furse	Minge	Studds	Neal (NC)	Rowland	Tejeda
Lazio	Paxon	Snowe	Gejdenson	Mink	Swift	Nussle	Royce	Thomas (CA)
Leach	Payne (VA)	Solomon	Gonzalez	Moakley	Thompson	Ortiz	Sangmeister	Thomas (WY)
Lehman	Peterson (FL)	Spence	Goodling	Mollohan	Towns	Orton	Santorum	Thornton
Levy	Peterson (MN)	Spratt	Gutierrez	Nadler	Tucker	Oxley	Sarpalius	Thurman
Lewis (CA)	Petri	Stearns	Hamburg	Neal (MA)	Underwood (GU)	Packard	Sawyer	Torkildsen
Lewis (FL)	Pickett	Stenholm	Hamilton	Norton (DC)	Unsoeld	Pallone	Saxton	Torres
Lightfoot	Pickle	Strickland	Hastings	Oberstar	Velazquez	Parker	Schaefer	Torricelli
Linder	Pombo	Stump	Hilliard	Obey	Vento	Pastor	Schenk	Traficant
Lipinski	Pomeroy	Stupak	Hinchey	Olver	Visclosky	Paxon	Schiff	Upton
Livingston	Porter	Sundquist	Hoekstra	Owens	Waters	Payne (VA)	Schroeder	Valentine
Lloyd	Portman	Swett	Jacobs	Payne (NJ)	Watt	Peterson (FL)	Schumer	Volkmmer
Long	Poshard	Talent	Jefferson	Pelosi	Waxman	Peterson (MN)	Sensenbrenner	Vucanovich
Machtley	Price (NC)	Tanner	Johnson, E. B.	Penny	Wheat	Petri	Shaw	Walker
Manton	Pryce (OH)	Tauzin	Kildee	Rahall	Wise	Pickett	Shepherd	Walsh
Manzullo	Quillen	Taylor (MS)	Kleccka	Romero-Barcelo	Woolsey	Pombo	Shuster	Weldon
Margolies-	Quinn	Taylor (NC)	Klug	(PR)	Yates	Pomeroy	Sisisky	Williams
Mezvinsky	Rahall	Tejeda	Kopetski	Royal-Allard		Porter	Skeen	Wilson
Martinez	Ramstad	Thomas (CA)	LaFalce	Rush		Portman	Skelton	Wolf
Matsui	Ravenel	Thomas (WY)				Poshard	Slaterry	Wyden
McCandless	Reed	Thornton				Price (NC)	Smith (MI)	Wynn
McCloskey	Regula	Thurman				Pryce (OH)	Smith (OR)	Young (AK)
McCollum	Reynolds	Torkildsen				Quillen	Smith (TX)	Young (FL)
McCrery	Richardson	Torres				Quinn	Snowe	Zeliff
McCurdy	Ridge	Torricelli				Ramstad	Solomon	Zimmer
McDade	Roberts	Traficant				Ravenel	Spence	
McHale	Roemer	Upton				Reed	Spratt	
McHugh	Rogers	Valentine						
McInnis	Rohrabacher	Volkmer						
McKeon	Romero-Barcelo	Vucanovich						
McMillan	(PR)	Walker						
Meehan	Ros-Lehtinen	Walsh						
Menendez	Rostenkowski	Weldon						
Meyers	Rowland	Wheat						
Mica	Royce	Whitten						
Michel	Sangmeister	Williams						
Miller (FL)	Santorum	Wilson						
Minge	Sarpalius	Wolf						
Moakley	Sawyer	Wyden						
Molinari	Saxton	Young (FL)						
Montgomery	Schaefer	Zeliff						
Moorhead	Schenk	Zimmer						
Moran	Schiff							
Morella	Schroeder							

ANSWERED "PRESENT"—1

Owens

NOT VOTING—12

Ackerman	Gallo	Roth
Dornan	Grandy	Roukema
Ewing	Gutierrez	Washington
Fish	Rangel	Waxman

So the amendment was not agreed to.
After some further time,

§33.11 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. KOPETSKI:

At the end of title VII, insert the following:

SEC. . SUBSTITUTION OF PENALTY OF LIFE IMPRISONMENT FOR DEATH PENALTY.

Notwithstanding any other provision of law, wherever a Federal law provides for the imposition of the penalty of death, the court shall instead impose the penalty of imprisonment for life.

It was decided in the { Yeas 111
negative } Nays 314

§33.12 [Roll No. 107]

AYES—111

Abercrombie	Blackwell	Collins (IL)
Ackerman	Bonior	Collins (MI)
Andrews (ME)	Brown (CA)	Conyers
Barca	Brown (OH)	Coyne
Barrett (WI)	Clay	Dellums
Becerra	Clayton	Danner
Berman	Clyburn	Edwards (CA)

NOES—314

Allard	de la Garza	Hoyer
Andrews (NJ)	de Lugo (VI)	Huffington
Andrews (TX)	Deal	Hughes
Applegate	DeFazio	Hunter
Archer	DeLauro	Hutchinson
Army	DeLay	Hutto
Bacchus (FL)	Derrick	Hyde
Bachus (AL)	Deutsch	Inglis
Baessler	Diaz-Balart	Inhofe
Baker (CA)	Dickey	Inslee
Baker (LA)	Dicks	Istook
Ballenger	Dingell	Johnson (GA)
Barcia	Dooley	Johnson (SD)
Barlow	Doolittle	Johnson, Sam
Barrett (NE)	Dornan	Johnston
Bartlett	Dreier	Kanjorski
Barton	Duncan	Kaptur
Bateman	Dunn	Kasich
Beilenson	Durbin	Kennedy
Bentley	Edwards (TX)	Kennelly
Bereuter	Emerson	Kim
Bevill	English	King
Bilbray	Everett	Kingston
Bilirakis	Ewing	Klein
Bishop	Faleomavaega	Klink
Bliley	(AS)	Knollenberg
Blute	Fawell	Kolbe
Boehlert	Fields (TX)	Kreidler
Boehner	Fingerhut	Kyl
Bonilla	Foglietta	Lambert
Borski	Fowler	Lancaster
Boucher	Frank (CT)	Lantos
Brewster	Franks (NJ)	LaRocco
Brooks	Frost	Laughlin
Browder	Gallegly	Lazio
Brown (FL)	Gekas	Leach
Bryant	Gephardt	Lehman
Bunning	Geren	Levy
Burton	Gibbons	Lewis (CA)
Buyer	Gilchrest	Lewis (FL)
Byrne	Gillmor	Lightfoot
Callahan	Gilman	Linder
Calvert	Gingrich	Lipinski
Camp	Glickman	Livingston
Canady	Goodlatte	Lloyd
Cantwell	Gordon	Long
Cardin	Goss	Machtley
Carr	Grams	Mann
Castle	Greenwood	Manton
Chapman	Gunderson	Manzullo
Clement	Hall (OH)	Margolies-
Clinger	Hall (TX)	Mezvinsky
Coble	Hancock	Martinez
Coleman	Hansen	Matsui
Collins (GA)	Harman	Mazzoli
Combest	Hastert	McCandless
Condit	Hayes	McCloskey
Cooper	Hefley	McCollum
Coppersmith	Hefner	McCrery
Costello	Herger	McCurdy
Cox	Hoagland	McDade
Cramer	Hobson	McHale
Crane	Hochbrueckner	McHugh
Crapo	Hoke	McInnis
Cunningham	Holden	McKeon
Danner	Horn	McMillan
Darden	Houghton	Meehan

NOT VOTING—12

Fish	Johnson (CT)	Roukema
Gallo	Murphy	Synar
Grandy	Pickle	Washington
Green	Rangel	Whitten

So the amendment was not agreed to.
After some further time,

§33.13 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. MCCOLLUM:

Page 46, after line 21, insert the following:
“(d) AGGRAVATING FACTORS FOR DRUG OFFENSE DEATH PENALTY.—In determining whether to recommend a sentence of death for an offense described in paragraph (3), (4), or (5) of section 3591, the jury, or if there is no jury, the court, shall consider any aggravating factor for which notice has been provided under section 3593 of this title, including the following factors:

“(1) PREVIOUS CONVICTION OF OFFENSE FOR WHICH A SENTENCE OF DEATH OR LIFE IMPRISONMENT WAS AUTHORIZED.—The defendant has previously been convicted of another Federal or State offense resulting in the death of a person, for which a sentence of life imprisonment or death was authorized by statute.

“(2) PREVIOUS CONVICTION OF OTHER SERIOUS OFFENSES.—The defendant has previously been convicted of two or more Federal or State offenses, each punishable by a term of imprisonment of more than one year, committed on different occasions, involving the importation, manufacture, or distribution of a controlled substance (as defined in section 102 of the Controlled Substances Act (21 U.S.C. 802)) or the infliction of, or attempted infliction of, serious bodily injury or death upon another person.

“(3) PREVIOUS SERIOUS DRUG FELONY CONVICTION.—The defendant has previously been convicted of another Federal or State offense involving the manufacture, distribution, importation, or possession of a controlled substance (as defined in section 102 of the Controlled Substances Act (21 U.S.C. 802)) for which a sentence of five or more years of imprisonment was authorized by statute.

“(4) USE OF FIREARM.—In committing the offense, or in furtherance of a continuing